

RACE QUESTION IN THE RACE BILL

Foraker Amendment Calculated to Abolish "Jim Crow" Cars in the South.

DEBATE BECAME GENERAL

THE SUBSTITUTE WAS FINALLY ADOPTED.

Washington, May 7.—The senate again today spent the major portion of its time on one amendment, but instead of accepting it, adopted a substitute. The provision, which was made the basis of the discussion, was that suggested by Mr. Foraker prohibiting the granting of rebates, passes, drawbacks or special rates to passengers on railroads and also prohibiting discriminations in the way of accommodations where equal rates are paid.

The discussion took a broad range, covering first the pass question and then the race question in the southern states. The race issue was raised in connection with the clause relative to discriminations, which was interpreted as referring to separate cars for the races and it called out very warm protests from Mr. Bacon, Mr. Money, Mr. Culberson and other southern senators. Mr. Money declared he would not support the race bill with a provision which raises the race issue.

Culberson's Substitute.
Mr. Culberson also contended for the elimination of that question and offered a substitute accomplishing that result. His substitute was adopted and was as follows:

"That no carrier engaged in interstate commerce shall directly or indirectly issue or give any free ticket, free pass or free transportation to any person except to the officers, agents, employees and attorneys exclusively in the service of the carrier, the same, or to ministers of religion, inmates of hospitals, eleemosynary or charitable institutions. Any carrier violating this provision shall be deemed guilty of a misdemeanor and shall for each offense pay to the United States a penalty of not less than \$100 nor more than \$2,000."

Before taking up the Foraker amendment, the Kiltredge amendment relative to private cars was voted down. The Elkins amendment to prohibit interstate railroads from engaging in the mining of coal or in business other than interstate commerce was debated for some time.

So many amendments and substitutes to the amendment were offered that all were ordered printed for the consideration of the senate tomorrow.

PROCEEDINGS IN DETAIL.

Time Consumed by Debate on the Foraker Amendment.

Washington, May 7.—When the senate met today a communication from the secretary of commerce and labor was read, stating that the full report of the commissioner of corporations on the subject of transportation of oil is now in the hands of the public printer, and that as soon as received from that official it will be transmitted to congress as requested by a recent resolution.

Messrs. Clapp, McCumber and Dubois were appointed conferees on the Indian appropriation bill. Consideration of the rate bill was then resumed. Mr. Kiltredge's amendment including the owners of all private cars within the definition of carriers, being first in order.

Foraker's Amendment.

Mr. Foraker offered an amendment prohibiting drawbacks, special rebates and passes.

Mr. McCumber said abolishing passes would interfere with securing harvest hands in the west and northwest, whereupon Mr. Gallinger offered an amendment to the amendment giving harvest hands reduced rates.

Mr. Hanbrough suggested an amendment prohibiting senators, members of the house of representatives, and other officers and employees of the government, from accepting passes, and extending the payment of mileage to the clerks of senators and members.

Mr. Hale protested against the provision as to clerks, and Mr. Gallinger against the entire provision, as an inclination to "run wild."

The amendment was voted down without division.

Modified by Morgan.

Mr. Morgan sought to have the amendment modified so as to permit the granting of passes to victims of cyclones, earthquakes, etc., and, speaking in support of the suggestion, praised the railroads for carrying free the sufferers from the recent San Francisco disaster. The amendment was agreed to.

Mr. Culberson then offered as substitute for Mr. Foraker's amendment a provision simply prohibiting the issuance of free transportation to any one except of

BURGLAR KILLS BUSINESS MAN

Charles L. Spier of Long Island Made an Attempt to Save His Property.

PROBLEM HARD TO SOLVE

CONSTRUCTION OF TEMPORARY BUILDINGS.

New York, May 7.—Charles L. Spier, a prominent business man of Staten Island, and said to be a confidential agent of H. H. Rogers, vice president of the Standard Oil company, was shot and killed in a duel with a burglar in his home in New Brighton, Staten Island, early today.

After his house was robbed by burglars several months ago, Mr. Spier prepared to defend it against them when they paid another visit. This morning Mr. and Mrs. Spier were awakened by the noise of a burglar, who was taking up the silverware on the dining room table. Arming himself with a revolver, Mr. Spier ran down stairs and shot at the intruder. His first shot missed the man, who drew his own weapon and fired rapidly at Mr. Spier until the weapon was empty. After the first shot Mr. Spier's revolver missed fire, but two of the burglar's shots penetrated his heart, and Mr. Spier's body was found by his wife on the floor of his dining room.

The burglar escaped, leaving behind the booty he had collected.

Fortunate Missourians.

"When I was a druggist at Livonia, Mo.," writes Dr. J. J. Dwyer, now of Graysville, Mo., "those of my customers were permanently cured of consumption by Dr. King's New Discovery, and are well and strong today. One was trying to sell his property and move to Arizona, but after using New Discovery a short time he found it unnecessary to do so. I regard Dr. King's New Discovery as the most wonderful medicine in existence. It cures Cough and Croup and Croup and Lung Healer. Guaranteed by Z. C. M. I. Drug Dept. 50c and \$1. Trial bottle free.

DIAMOND COAL.

Sold only by Citizens' Coal company. Removed to 155 S. Main. Phone 49.

floor and agents of the roads, ministers of the gospel, etc. Speaking again to the amendment, Mr. Foraker said that he had heard much complaint from the south that the negroes do not have transportation equal to that of whites. He did not, however, want to compel the carrying of negroes in the same cars with whites, but a rate that would give the same accommodations for the same pay.

"Can it possibly be the design of the amendment to incorporate this subject of discrimination with that of free transportation in order to strengthen it?" asked Mr. Bacon, "and that I insist upon the same accommodations for the same pay?" asked Mr. Foraker.

Important to the South.

The provision, he said, touches upon a matter of vital importance to the south. He insisted that the two matters should not be coupled.

"Does the senator object to equal accommodations for the same pay?" asked Mr. Foraker.

Mr. Bacon responded Mr. Bacon, "but I do object to giving the interstate commerce commission supervision of the matter."

"In view of the fact that two-thirds of the senate is Republican, I presume that he can make good his boast," answered the Georgia senator with warmth. Mr. Bacon responded with his argument against the coupling of the two persons. The debate over this point became general. Messrs. Tullman, Bailey, Money, McCumber, Clay and others speaking.

Mr. Money's Views.

Mr. Money and Mr. Bacon sought to have the provision so amended as to recognize the state laws. Mr. Money said that the southern people were particularly against riding with the negroes and were willing that such be understood to be the fact. "There are many who are willing to ride with the negroes," he said, "and we are willing that they should do so, there is no accounting for tastes."

Further on he said: "If anything could kill this bill, I think the instrument has been found in doing so. I won't vote for a rate bill having a race clause in it, and I am sure there are many in this side who will not."

The vote was then taken on Mr. Culberson's substitute for the Foraker amendment, and it was adopted by a vote of 38 to 25. Twelve Republicans voted with the Democrats in the affirmative.

Amendment of Elkins.

Mr. Elkins then offered his amendments preventing common carriers from engaging in the production or selling of coal or coke or any other commodity in competition with shippers.

The discussion then began on technical lines, several senators contending that the amendment would not accomplish the result desired, and a number of amendments were presented to cure the deficiency.

Several other amendments and substitutes to the Elkins amendment were sent to the desk, and at the suggestion of Mr. Lodge all were ordered printed and will be considered.

At 5:10 o'clock the senate went into executive session, and at 5:25 p. m. adjourned.

UNABLE TO WORK AT HARD LABOR

Pitiable Condition of Thousands of San Francisco People Since Fire.

PROBLEM HARD TO SOLVE

CONSTRUCTION OF TEMPORARY BUILDINGS.

San Francisco, May 7.—With the subsidence of the excitement that attended the earthquake and fire, comes a more vivid realization of the misery that has been inflicted upon the community. The number of people who have suddenly been cut off from means of earning livelihood is enormous. The army of clerks, salesmen, stenographers and bookkeepers and trades people that poured into the downtown sections each morning and returned to the residential districts and suburbs in the evening, finds itself idle and without prospect of employment. Lawyers, doctors, dentists and their assistants, are in like predicament.

Incapable of Manual Labor.

But a small percentage of these people are capable of taking up manual labor, the only kind that is now presented, and already upon the streets and on the sites for new buildings, may be seen many of this class painfully and wearily engaged in the hardest kind of tasks.

What is to be done with the great number of men and women who could get down to their work, but who are unable to furnish a satisfactory answer.

Rebuilding the City.

From this time forward the efforts of the municipal officials and existing city committees will be directed almost solely to the task of reconstructing the city. Active sub-committees have been appointed and plans for practical work and accomplishments will be presented.

Mayor Schmitz this week has directed the construction of temporary buildings in the burned portions of the town and there are manifestations that the mercantile element is undaunted by its reverses. The relief work is proceeding smoothly along the lines arranged for by the city, but a project is now being considered of substituting for the "bread line" a number of cheap restaurants where hot meals will be served at a low cost.

All men

who find themselves declining in physical or mental endurance—from any cause—need a nerve tonic. If you know how costly are delays in the matter of treating such debility, you would at once begin the use of Palmolive Tablets. They make you look and feel years younger. 50 cents. Book Free. Address: The S. R. Peil Co., Cleveland, O.

For sale by F. J. Hill Drug Co.

HOME INDUSTRY.

We recommend that our readers buy their Knit Goods, Shirts and Drawers, Union Suits, Sweaters, Tights, Bicycle Suits and all articles in this line where they are manufactured.

ENGLISH KNITTING CO., 30 RICHARDS STREET.

For "quality, fit and finish," they cannot be excelled. If you believe in sustaining domestic industry, patronize them. Mail orders promptly filled. Send for samples and prices.

UTAH LITHOGRAPHING CO.

HAVE MOVED TO

45 and 47 Richards street (Cunningham building).

Bonds, stock certificates and diplomas. Manufacturers of fine commercial stationery. Bank outfitting a specialty.

The only lithographing house between Denver and the coast.

ONE HUNDRED PHOTOS FREE.

May 10th is Ladies' day at Newcomb's. One photo, cabinet size, worth \$3.00, will be made absolutely free for all ladies that call on that day. Age 16 and up. 212 Main street.

LOCAL BRIEFS

SOLDIERS WILL DANCE.—The enlisted men of Fort Douglas will give a dance at the post hall at 8:30 p. m. Wednesday.

SPECIAL MEETING.—G. R. Maxwell, W. R. C. will meet at 2 p. m. Wednesday, in Odd Fellows hall, to take up preparations for the encampment.

CAPITAL STOCK INCREASED.—The White River Dampany filed with the secretary of state yesterday an amendment to its articles of incorporation increasing its capital stock \$12,000, to \$45,000.

LOSE ONLY SON.—Friends of Mr. and Mrs. N. L. Swartwood are extending their sympathy to the bereaved parents because of the death of the latter's only son, Earl, who had been ill for two months. The funeral will be held from her family residence, 75 L street, tomorrow afternoon at 3 o'clock.

WILL NOT HOLD INQUEST.—It was decided yesterday by Justice Dana T. Smith that no inquest would be held over the remains of Joseph Condie, who was killed Sunday afternoon in the Rio Grande Western roundhouse. The case was investigated and death was found to have been accidental.

WORK TO BEGIN.—J. W. Percival, who was recently awarded the contract for the 1906 water main extensions, will commence work tomorrow at Dunbar avenue. S. Birch, who has the contract for the cement sidewalk extensions, has arrived from Fargo, N. D., and is at the Wilson. He will commence work shortly.

CHARGED WITH LARCENY.—"Buster" Brown, a woman 22 years of age, an inmate of 17 Commercial street, was arrested yesterday afternoon by Detectives Chase and Burt for stealing \$30 from Ah Lee, a Chinaman. The robbery occurred early yesterday morning in the woman's apartments.

NEW FOREST RESERVE.—Official notice was received yesterday by the local federal land office of the proclamation of President Roosevelt creating the Vermilion forest reserve. This reserve is located in the southern portion of townships 9 and 10, ranges 4, 5, 6 and 7, and embraces 75,000 acres. The new reserve lies north of the West Tintic valley and south of Rush valley.

ARRESTED FOR BATTERY.—Thorvald Jensen, a painter living at 1222 Eighth East street, was arrested last night by Police Officer Taylor on the charge of assault and battery. The warrant was sworn to by Albert Faircloth, 16 years of age. He alleges that Jensen accused him of throwing stones at him, and then struck him several times in the face.

SEPARATION IS MADE PERMANENT

French Electors Show Majority Against Union of Church and State.

PROBLEM HARD TO SOLVE

CONSTRUCTION OF TEMPORARY BUILDINGS.

Paris, May 8.—The results of the election were chiefly important in confirming the policy which the government has thus far pursued, particularly on the question of separation of church and state. The groups of the left, supporting the government, are strongly increased, while the opposition groups are uniformly decreased. The conservative nationalists being almost exterminated. The government groups are so much increased that they are no longer dependent upon the socialists.

Out of 591 constituencies the government has carried 283 and the opposition 199. In 155 districts there will be re-ballotings. The results in colonial districts have not yet been reported. The semi-official Temps this evening sums up the situation as follows:

"The clear meaning of the election is that the country does not want to return to the old regime of church and state. The electors have declared themselves in favor of a firm, dignified foreign policy; orderly respect for the law at home, and a liberal application of the separation law."

A number of affairs occurred in various parts of the country between general and disorderly people. Several people were injured, including a gendarme, who was dangerously hurt.

"LION AND THE MOUSE"
Theatrical Excursion.

Low rates Payson and north. Special train returning leaves Salt Lake 11:30 p. m. For further information see agents "Salt Lake Route."

Dr. Broadbent's

Dental office moved from Eagle block to 500-501 Scott building, 163 Main. Over King's hardware store.

George W. Ebert & Co. for high grade wall paper, textiles and all kinds of decorative novelties. Both phones. 57 Main street.

MOUNT'S Pickle Products and Pork and Beans passed the experiment before they were ever put on the market. No room for improvement now.

GEN. MAN. WELLS IN CITY.

Says Passenger and Freight Travel Is Heavy.

General Manager R. E. Wells of the Salt Lake route is in Salt Lake on business pertaining to that road. The Western Pacific's tracks through the western portion of Salt Lake cross the Salt Lake route's and frequent conferences are being held among the representatives of the roads involved to arrange suitable matters which might arise. Further than asserting the Salt Lake route is doing a season for a total of six years of traffic between Salt Lake and Los Angeles, Mr. Wells said he had nothing of interest to the public. When asked for information about the much talked of Pioche-branch from Caliente, he said he is unable to make a statement.

Mr. Wells will remain in Salt Lake until tonight, when he will leave for Los Angeles in his private car.

RECITAL AT TABERNACLE.

Organist J. J. McClellan of the tabernacle has arranged the following program for a recital this afternoon at 2 o'clock.

Offertoire in DBattiste "Mignon" GavotteThomas "Mignon" GavotteThomas "Mignon" GavotteThomas

Old Melody, arranged by performer. "Dreams," from Tristan and Isolde. "Pilgrims' Chorus" from "Tannhauser."

"Medley" from "The Merry Widow." "Children under the stars" of age admitted to these recitals.

Theatre for an engagement of five nights and matinee Saturday, under the direction of Henry B. Harris. It is announced as the closing attraction of the season at that house, and the sale of seats and boxes for its engagement has been unusually heavy, insuring a remarkable successful engagement. The cast comprises Gertrude Coghlan, Arthur J. Brown, George Parsons, Joseph Kilgour, Grace Thorne, A. S. Lipman, Flora Joliet, Bowley, P. S. Barrett, Edward See, Florence Gerald, W. H. Burton, Edith Shayne, Lillian Dix and Ada Curry.

"The New Century Girls" pleased two audiences at the Lyric theatre last afternoon and evening. An added attraction tonight will be "Fighting Dick" Hyland, who will spar four rounds with Broad.

"The Lion and the Mouse," by Charles Klein, author of "The Music Master," will open tonight at the Salt Lake Theatre.

Ethel Tucker, in "Across the Desert," both "stood up" and "turned away" at the Grand last night. Every seat in the house was occupied, and there were standees everywhere. It was estimated by the management that 250 people were turned away. The play is melodramatic in its nature. There is comedy in it and tragedy, in about the proportions of real life. The play opens with night scene on the Arizona desert. Then follows some excitement at Lone Gulch, a theft of money, a thrilling rescue in the mountains, and a peaceful scene near San Diego, when all ends well, and, therefore, all is well.

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LONGFELLOW SAID:

"We lead but one life here on earth; We must make that beautiful, And to do this, health and elasticity of mind are needful, And whatever endangers or impedes these must be avoided."

Just a plain bit of good old-fashioned common sense. Now apply common sense to your "health of body and mind." It's largely a question of

When "run down" or ailing in any way you may be sure the life forces are not taking up, from your present food, the things required to keep Body and Brain well. It is very sure you will discover help when the food is changed properly. The reason for advocating GRAPE-NUTS is that this food contains the natural Phosphate of Potash obtained from Wheat and Barley from which nature makes (in combination with Albumen of the food) the gray filling of Brain and Nerve centres.

Build Brain and Nerves up strong and vigorous and you have achieved the power to "make this life beautiful."

There's a Reason. 10 days trial of

A DE'S FOOD Found a Food That Lifted Him Out of Trouble.

The food experience of a doctor experimenting with himself is worth knowing. He says: "I had acid dyspepsia since I have any knowledge, from eight years old, I know."

"It worked down from stomach to intestines locating at the umbilicus in enteritis until six years ago the agony every few days was something terrible. I have walked the floor for hours unable to eat or digest if I should eat."

"Four years ago I began the use of Grape-Nuts and since the first dish I have not had an attack of the old trouble. I take four tablespoonsful once a day with my supper which is composed only of whole wheat bread and the Grape-Nuts."

"The wonderful part of my case is that I have never had an attack or even any of the dreadful symptoms since the very first meal of Grape-Nuts. Most of my patients know how suddenly and

promptly Grape-Nuts cured me and I have prescribed the food with good results in many cases." Name given by Postum Co. Battle Creek, Mich.

Grape-Nuts is regularly prescribed in place of medicine by many physicians for stomach or intestinal trouble, lack of nourishment, brain-fag and nervous prostration. The result usually shows immediate improvement and a speedy complete cure.

Ten days' trial of Grape-Nuts in place of starchy foods works wonders. "There's a reason." Look in pkgs. for the famous little book, "The Road to Wellville."

Get the little book, "The Road to Wellville," in pkgs. will prove.

Assessment No. 5. BUTLER-LIBERAL CONSOLIDATED Mining company. Principal place of business, 306 Auerbach building, Salt Lake City, Utah. Location of mines, Blaine, Utah. Notice is hereby given that at meeting of the board of directors of the Butler-Liberal Consolidated Mining company, held on the 23d day of April, 1906, assessment No. 5 of two (2) cents per share was levied upon the capital stock of the corporation, issued and outstanding, payable immediately to the secretary at his office, 220 Auerbach building, Salt Lake City, Utah. Any stock upon which this assessment may remain unpaid on Saturday, the 25th day of May, 1906, will be delinquent and advertised for sale at public auction, and unless payment is made before, will be sold on Saturday, the 16th day of June, 1906, at 1:30 o'clock p. m., at the company's office, to pay the delinquent assessment thereon, together with the costs of advertising and expense of sale.

F. M. OREM, Secretary. First publication April 24, 1906.

J. L. MOORE GOES TO CALIFORNIA

District Freight and Passenger Agent of Salt Lake Route Is Transferred.

CHANGES WITH BURTNER

DONE AT HIS OWN REQUEST ON ACCOUNT OF HEALTH.

At his own request and because of his health, J. L. Moore, district freight and passenger agent of the Salt Lake Route here, has been transferred to Riverside and will be succeeded here by J. H. Burtner of Riverside, who exchanges places with him. Mr. Moore has been with the road practically from its beginning and has made a great many friends here and along the road for himself and his department. His departure will be regarded sincerely by every one who has had occasion to meet him either personally or in his official capacity. Mr. Burtner is in the city and will assume his new duties as soon as he can be initiated.

E. W. Gillett, general freight and passenger agent of the line, arrived from the south yesterday and will be here several days. He reports traffic on the road in good shape and growing at a comfortable rate. A good share of the orange business, which is on now is going east over the San Pedro and westbound traffic is getting to sizeable portions. Local business, which has developed with the camps in a surprising way, promises to be unusually large when the new Bullfrog extension is completed this summer.

Mr. Gillett said last night that the road was still a little rough in spots where the washouts hit the track, but that a large force is at work ballasting and lining up the rough places and the whole line will be in splendid condition within a week or so.

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